

August 28, 2002

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Customer Service Center
Initial Patent Examination Division
Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Re: Application No.: 10/064,488
Filing Date: 07/19/2002
Applicants: Daniel R. Hoyt, Fox River Grove, IL
Larry Mullinax, Cartersville, GA
Customer Number: 31655
Title of Invention: Strainer Drainer/Colander Caddy
Group Art Unit: 1723

Dear Initial Patent Examination Division:

I received the Formalities Letter Dated 7/29/2002 requesting a revised drawing to comply with 37 CFR 1.27, an oath or declaration in compliance with 37 CFR 1.63 and a late filing fee of \$65.00 in accordance with 37 CFR 1.16. In analyzing those sections, as well as numerous other parts of 37 CFR, I realized, I should probably change a few other things in an attempt to more clearly comply with the regulations (and hopefully, get closer to getting it right this time!) As such, I have revised the previously provided Specification in accordance with 37 CFR 1.21(b)(3), Amendment by Substitute Specification, and request that it replace the original specification. In addition, in accordance with 37 CFR 1.121 (c), I am amending the Claims to make grammatical corrections, for clarity, and the addition of a new Claim (Claim 0004). Claim 0004 contains the text which was originally found on the drawing (resulting in the drawing being rejected for containing too much text). As required by 37 CFR 1.121 (f), no new matter is being introduced.

With this letter, I enclose the following:

- 1) The "Notice to File Missing Parts of Nonprovisional Application."
- 2) A clean version of Substitute Specification, including claims and the replacement drawing in compliance with 37 CFR 1.84.
- 3) A marked up version of the original specification, including claims, where brackets [] show deletions and underlining insertions.

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- 4) The 37 CFR 1.125(b)(2) Statement.
- 5) The 37 CFR 1.63/1.68 Declaration.
- 6) Two certified checks:

\$65.00 for the late Oath Filing Fee, in accordance with 37 CFR 1.16(e); and

\$42.00 for the addition of a new claim, in accordance with 37 CFR 1.16(b).

Thank you for time and consideration.

Very truly yours,



Daniel R. Hoyt
Customer number: 31655



31655

PATENT TRADEMARK OFFICE

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List of Documents and Things Enclosed

- 1) The "Notice to File Missing Parts of Nonprovisional Application."
- 2) A clean version of Substitute Specification, including claims and the replacement drawing in compliance with 37 CFR 1.84.
- 3) A marked up version of the original specification, including claims, where brackets [] show deletions and underlining insertions.
- 4) The 37 CFR 1.125(b)(2) Statement.
- 5) The 37 CFR 1.63/1.68 Declaration.
- 6) Two certified checks:
 - \$65.00 for the late Oath Filing Fee, in accordance with 37 CFR 1.16(e);
and
 - \$42.00 for the addition of a new claim, in accordance with 37 CFR 1.16(b).

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37 CFR 1.125(b)(2) Statement

In compliance with 37 CFR 2,121(f), the substitute specification being submitted pursuant to 37 CFR 121(b)(3) contains no new matter. Instead, it has been amended for purposes of clarity, grammar, and to comply with drawing requirements of 37 CFR 1.84 and the reference to the drawings required by 37 CFR 1.74.

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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031655
DANIEL R. HOYT
273 FOXMOOR ROAD
FOX RIVER GROVE, IL 60021

FORMALITIES LETTER



OC000000008530259

Date Mailed: 07/29/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible (see 37 CFR 1.84(o));

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

SUMMARY OF FEES DUE:


09/05/2002 HABRHAN1 00000079 10064488

01 FC:202	42.00 OP
02 FC:205	65.00 OP

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10064488-090302